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OFFICE OF PETITIONS

In re Application of :
Lawrence Dupuis et al. :
Application No. 09/683,914 :
Filed: March 1, 2002 :
Attorney Docket No. 201-0205 GMB :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed November 26, 2003, to revive the above-identified application.

The petition is granted.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed March 18, 2002. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on May 19, 2002.

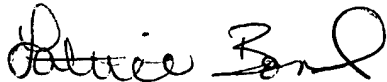
It is noted that the executed declaration submitted with the petition does not state the citizenship of joint inventor Lawrence Dupuis. However, the unexecuted declaration submitted with the application does in fact set forth the citizenship of inventor Dupuis. MPEP 602.02 states:

Where neither the original oath or declaration, nor the substitute oath or declaration is complete in itself, but each oath or declaration names all of the inventors and the two taken together give all the required data, no further oath or declaration is needed.

Therefore, the executed declaration submitted with the instant petition, taken in combination with the unexecuted declaration submitted at the time of filing of the application, satisfies the requirements of 37 CFR 1.63.

The application file is being forwarded to the Office of Initial Patent Examination Division for further processing.

Telephone inquiries concerning this decision should be directed to Latrice Bond at (703) 308-6911.



Latrice Bond
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy